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Dated: April 22, 2007 Signature: /Mark D. Russett/
Mark D. Russett, Reg. No. 41,281

Docket No.: 60004 (72021)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Uri Herzberg et al.

Application No.: 10/718,034

Filed: November 19, 2003

For: COMBINATION THERAPY FOR THE
TREATMENT OF PAIN

Confirmation No.: 7145

Art Unit: 1617

Examiner: D.R. Claytor

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants are in receipt of the Office Communication dated March 23, 2007, and now submit this response.

Applicants respectfully request reconsideration of the Restriction Requirement on the grounds that consideration and examination of the groups specified in the Restriction should not impose an undue burden. Additionally, significant expense and time would be saved if all of the groups (i.e., all pending claims) were searched and examined at this time.

However, solely to comply with the Restriction Requirement, Applicants select with traverse the invention of Group IV, claims 43-52, directed a method for inhibiting the development of tolerance to a narcotic analgesic comprising administration of a narcotic analgesic and a nontoxic VR1 antagonist, as set forth in the Office Communication. Moreover, solely to comply with the requirement that Applicants select a single disclosed species of narcotic analgesic and VR1 antagonist, Applicants elect (a) morphine as the narcotic analgesic, and (b) (6-trifluoromethyl-pyridin-3-yl)-[7-(3-

trifluoromethyl-pyridin-2-yl)-quinazolin-4-yl]-amine as the VR1 antagonist (disclosed at page 79, lines 23-24 of the specification).

It is believed that, of the selected claims, claims 43 – 52 read upon the elected species.

The election of Group IV and the above election of species are made to comply with the Restriction Requirement, without prejudice, and the right to file divisional applications on non-elected subject matter is reserved.

Early and favorable consideration of the application is earnestly solicited.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 60004 (72021).

Dated: April 22, 2007

Respectfully submitted,

By /Mark D. Russett/
Mark D. Russett, Registration No.: 41,281
EDWARDS ANGELL PALMER & DODGE LLP
P.O. Box 55874
Boston, Massachusetts 02205
(617) 439-4444
Attorneys/Agents For Applicant